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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHEENA ELKIND,

Defendant.

Case No.: 2:20-mj-00709-BNW-1

**STIPULATION TO CONTINUE
PRELIMINARY EXAMINATION DATE**

(EIGHTH REQUEST)

IT IS HEREBY STIPULATED AND AGREED, by and between Christopher Chiou, Acting United States Attorney, District of Nevada, and Shaheen Torgoley, Assistant United States Attorney, counsel for the United States of America, and Gabriel L. Grasso, Esq, counsel for SHEENA ELKIND, that the Preliminary Examination hearing currently scheduled for July 6, 2021 at 10:00 a.m., be vacated and set to a date and time convenient to this court but no sooner than forty five (45) days.

The Stipulation is entered into for the following reasons:

1. Counsel for the defendant needs additional time to review available discovery.
Additionally, newly assigned government counsel needs additional time to become familiar with the case.
2. Mr. ELKIND is on Pretrial Release and does not object to the continuance.
3. The parties agree to the continuance.

- 1 4. The additional time requested herein is not sought for purposes of delay, but
2 merely to allow counsel for defendant sufficient time within which to be able to
3 effectively and complete investigation of the discovery materials provided.
4 5. Denial of this request for continuance would result in a miscarriage of justice.
5 6. The additional time requested by this Stipulation is excusable in computing the
6 time within which the trial herein must commence pursuant to the Speedy Trial
7 Act, Title 18, United States Code, Section 3161(h)(7)(A), considering the factors
8 under Title 18, United States Code, Section 3161(h)(7)(B)(i), (iv).
9 7. This is the eighth request for a continuance of the preliminary hearing date in this
10 case.

11
12 DATED this 1st day of July, 2021.

13 GABRIEL L. GRASSO, P.C.
14 Counsel for SHEENA ELKIND

CHRISTOPHER CHIOU
Acting United States Attorney

15 By /s/ Gabriel L. Grasso
16 GABRIEL L. GRASSO, ESQ.

By /s/ Shaheen Torgoley
Assistant United States Attorney

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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.)
)
SHEENA ELKIND,)
)
)
Defendant.)
_____)

Case No.: 2:20-mj-00709-BNW-1

**FINDINGS OF FACT, CONCLUSIONS
OF LAW AND ORDER**

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore,
the Court finds that:

1. Counsel for the defendant needs additional time to review available discovery.
Additionally, newly assigned government counsel needs additional time to
become familiar with the case.
2. Mr. ELKIND is on Pretrial Release and does not object to the continuance.
3. The parties agree to the continuance.
4. The additional time requested herein is not sought for purposes of delay, but
merely to allow counsel for defendant sufficient time within which to be able to
effectively and complete investigation of the discovery materials provided.
5. Denial of this request for continuance would result in a miscarriage of justice.

6. The additional time requested by this Stipulation is excusable in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code, Section 3161(h)(7)(B)(i), (iv).

7. This is the eighth request for a continuance of the preliminary hearing date in this case.

CONCLUSIONS OF LAW

The ends of justice served by granting said continuance outweigh the best interest of the public and the defendant in a speedy trial, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for trial, taking into account the exercise of due diligence.

The continuance sought herein is excusable under the Speedy Trial Act, Title 18, United States Code, Section § 3161 (h)(7)(A), when the considering the factors under Title 18, United States Code, § 3161(h)(7)(B)(i), (iv).

ORDER

IT IS THEREFORE ORDERED that the Preliminary Examination hearing currently scheduled for July 6th, 2021, at 10:00 a.m., be vacated and continued to August 23, 2021

DATED July 6, 2021.

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UNITED STATES DISTRICT JUDGE